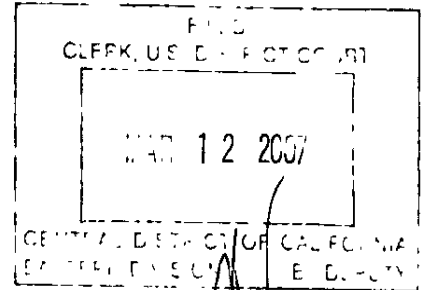


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Attorneys for Plaintiff,  
KEVIN HEINE, on behalf of himself  
and all others similarly situated



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JS-2/JS-3 ☐  
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UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

KEVIN HEINE, on behalf of himself and  
all others similarly situated,

Plaintiffs,

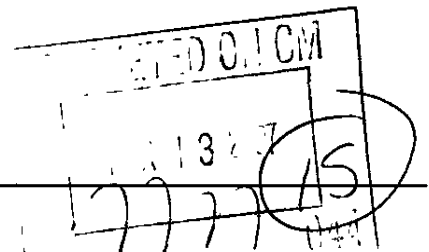
vs.

ABM SECURITY SERVICES, INC.;  
AMERICAN COMMERCIAL SECURITY  
SERVICES; SECURITY SERVICES OF  
AMERICA; ABM INDUSTRIES,  
INCORPORATED; DOES 1 to 100,

Defendants.

) Case No. CV 066702 ABC (PJWX)  
)  
) (Before the Honorable Virginia A. Phillips,  
) USDJudge)  
)  
) CLASS ACTION  
)  
) STIPULATION OF DISMISSAL; AND ORDER


Whereas the parties by and through their counsel of record have stipulated to and  
have Amended the Second Amended Complaint in Batiz v. ABM Security Services, Inc.,  
et. al., Case Number EDCV 06-00566 VAP (opx) whereas the Third Amended Complaint  
now includes as plaintiff Kevin Heine, and his claims;



1  
2 IT IS HEREBY STIPULATED by and between the parties to this action through  
3 their designated counsel of record that the above-captioned action may be dismissed  
4 with prejudice pursuant to FRCP 41(a)(1).  
5


6 Dated: March 8, 2007

LAW OFFICES OF MICHAEL S. DUBERCHIN

7  
8 BY:   
9 Michael S. Duberchin  
10 Attorneys for Plaintiff  
11 KEVIN HEINE, on behalf of himself  
12 and all others similarly situated

13  
14 Dated: March 9, 2007

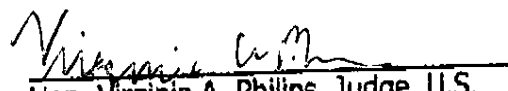
LAW OFFICES OF LITTLER MENDELSON

15  
16 BY:   
17 Dominic J. Messina  
18 ABM SECURITY SERVICES, INC.;  
19 AMERICAN COMMERCIAL SECURITY  
20 SERVICES; SECURITY SERVICES OF  
21 AMERICA; ABM INDUSTRIES,  
22 INCORPORATED

23 **ORDER**

24 Pursuant to the Stipulation of the parties that this matter be dismissed; and  
25 Upon Good Cause Shown, it is hereby Ordered that this matter be and hereby  
26 is Dismissed with Prejudice.

27 Dated: March 9, 2007

28  
  
Hon. Virginia A. Phillips, Judge, U.S.  
Federal District Court

**PROOF OF SERVICE**

I am employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 2049 Century Park East, 5th Floor, Los Angeles, California 90067.3107. I am readily familiar with this firm's practice for collection and processing of correspondence for mailing with the United States Postal Service. On March 9, 2007, I placed with this firm at the above address for deposit with the United States Postal Service a true and correct copy of the within document(s):

**STIPULATION OF DISMISSAL; AND ORDER**

in a sealed envelope, postage fully paid, addressed as follows:

Joshua M. Merliss, Esq.  
3580 Wilshire Blvd.  
Suite 1800  
Los Angeles, CA 90010


Michael S. Duberchin, Esq.  
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Following ordinary business practices, the envelope was sealed and placed for collection and mailing on this date, and would, in the ordinary course of business, be deposited with the United States Postal Service on this date.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on March 9, 2007, at Los Angeles, California.

  
J. Monique McDonald